



1FW

**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Attorney Docket No. Duelk 3

In re application of: Marcus Duelk

Serial No.: 10/777,942  
Filed: 02/12/2004  
Matter No.: 990.0510

Group No.: 2633  
Examiner: Not Yet Assigned

For: Method of Signal Transmission in a WDM Communication System

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 CFR § 1.56, this is an Information Disclosure Statement (IDS) for the above-captioned U.S. patent application. An IDS Form PTO-1449 listing references is enclosed herewith and forms a part hereof. Submission of references is not an admission that those references are in fact prior art.

**Certification Under 37 CFR § 1.704(d)**

[X] Each item of information contained in this statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of this statement.

**Certification Under 37 CFR § 1.97(e)**

[X] Each item of information contained in this statement was either (1) cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement or (2) not known to any individual designated in § 1.56(c) more than three months prior to the filing of this statement.

\* \* \* \* \*

**Certification Under 37 CFR 1.8**

Date of Deposit June 1, 2005

I hereby certify that this paper and any accompanying papers or fees are being deposited with the U.S. Postal Service with sufficient postage as first class mail under 37 CFR 1.8 on the date indicated above and addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Amy Laudenslager  
(Name of person mailing)

Amy Laudenslager  
(Signature of person mailing)

Fee Under 37 CFR § 1.97(c)

☐ The fee for submission of this IDS under § 1.97(c) is \$180.00 as set forth in § 1.17(p).

Petition Under 37 CFR § 1.97(d)

☐ This is a petition requesting consideration of an IDS under § 1.97(d). The petition fee for submission of this IDS under § 1.97(d) is \$180.00 as set forth in § 1.17(p).

Provision of Copies of References

☒ A copy of each of the listed references is enclosed herewith and forms a part hereof.

☐ A translation of each of Reference(s) \_\_\_ is enclosed herewith and forms a part hereof.

☐ A copy of the International Search Report from a corresponding PCT application is enclosed herewith.

☒ A copy of the European Search Report from a corresponding EPO application is enclosed herewith.

☐ A copy of the final U.S. office action for U.S. patent application no. \_\_\_\_\_ filed on \_\_\_\_\_ as attorney docket no. (Case name or our ref.).

☐ The above-captioned U.S. patent application is a

- ☐ continuation
- ☐ divisional
- ☐ continuation-in-part

application of U.S. application serial number \_\_\_\_\_, filed on \_\_\_\_\_ as Attorney Docket No. \_\_\_\_\_. Each of the listed references was previously cited by or submitted to the Office in the prior application. The above-captioned U.S. patent application relies upon the prior application for an earlier filing date under 35 U.S.C. 120. Pursuant to § 1.98(d), copies of the listed references are not being provided with this IDS.

Authorization To Charge Deposit Account

☒ Authorization is given to charge the deposit account of **Mendelsohn & Associates, P.C. Deposit Account No. 50-0782** for any fee under § 1.97(c) or § 1.97(d).

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449 form as confirmation that each of the documents has been considered.

Respectfully submitted,



Date: 6/1/05  
Customer No. 46850  
Mendelsohn & Associates, P.C.  
1500 John F. Kennedy Blvd., Suite 405  
Philadelphia, Pennsylvania 19102

\_\_\_\_\_  
Yuri Gruzdkov  
Registration No. 50,762  
Agent for Applicant  
(215) 557-8544

Enclosures

FORM PTO-1449  
(Rev. 2-32)U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

SERIAL NO.

Duelk 3  
APPLICANT

10/777,942

Marcus Duelk  
FILING DATE

GROUP

02/12/2004

2633

INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(Use several sheets if necessary)

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	BA	US 2003/0175036 A1	09/2003	Mamyshev et al.	398	188	
	BB	US 2003/0030882 A1	02/2003	Garrett et al.	359	246	

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO	
	BC	WO 02/09325 A1	01/2002	PCT				

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.